IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO. 190 OF 2001

Jayantilal Maganlal Brahmobhatt ..Plaintiff

versus

Upendra Lalji Gada & Anr. ..Defendants

Mr. Ajay Khaire i/b. Jayesh Bhattfor the Plaintiff.

None for the Defendants.

CORAM : D. G. DESHPANDE,J.

DATE : 29TH SEPTEMBER, 2004.

P.C. :

. The matter is on board for exparte hearing. Nobody is present for the Defendants. In this matter conditional leave was granted to the defendants to defend the suit. Defendants have not deposited the amount. Counsel for the plaintiff has filed Non Deposit Certificate.

2. The defendants had failed and neglected to deposit the amount of conditional leave. No one is appearing on behalf of the Defendants. Under these circumstances, the claim of the plaintiff is totally uncontroverted. Hence the suit stands decreed as prayed with future interest at the rate of 12% per annum from the date of the suit till payment and costs. Refund of court fees, if any, as per the rules. Certified copy expedited.

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